



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Title: Synfuel Composition	)	
And Method of Using Same	)	
	)	Art Unit 1714
Serial No.: 10/086,902	)	
	)	Ex. C. Toomer
Applicant: Hundley, J	)	
	)	
Action Dates: Aug. 20 <sup>th</sup> and 26 <sup>th</sup> , 2003	)	

Honorable Commissioner of Patents and Trademarks  
 2011 So. Clark Place, Crystal Plaza 2  
 Room 1 BO 3, Mail Room  
 Arlington, VA 22202

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENTS  
 (VOLUNTARY REVISED PRACTICE) OF AUG. 20<sup>th</sup> and 26<sup>th</sup>, 2003**

Now comes Applicant and, through the undersigned, responds as follows:

This response is to the two Notices noted above which pertain to the original amendment filed on June 27, 2003 and the Supplemental amendment filed on July 23, 2003.

Claims 1-32 and 34 through 44 are presented herewith on a separate sheet. It is noted that there never was a claim 33 submitted initially with the filing of the application.

Claims 1-20, 25, 43 and 44 are cancelled with this amendment and the remaining claims are amended as indicated on the separate claim sheet.

A copy of the original amendment filed on June 27<sup>th</sup>, 2003 is submitted herewith and the comments and arguments therein are incorporated herein by reference.

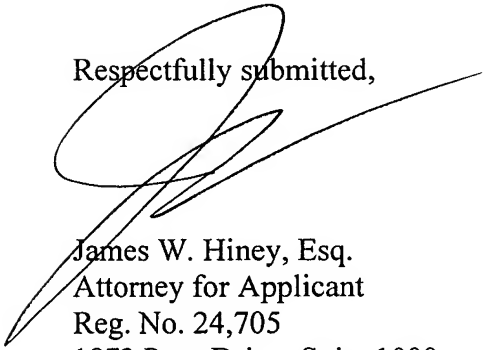
Again, it is requested that the title of the invention be changed to – Chemical Change Agent and Method of Using Same-. The comments made in the amendment filed on June 27<sup>th</sup> still apply and it is urged that the Examiner pass the case to issue as the Claims are now in proper format under the revised practice procedure.

If there should be any minor changes the Examiner wishes to make to put the case in condition for allowance she is requested to call the undersigned at his Northern Virginia office, (703) 754-1860, to effect changes by Examiner's amendment.

The Patent Office Mail Room is requested to stamp the attached stamped postal card acknowledging receipt of this response.

Thank you.

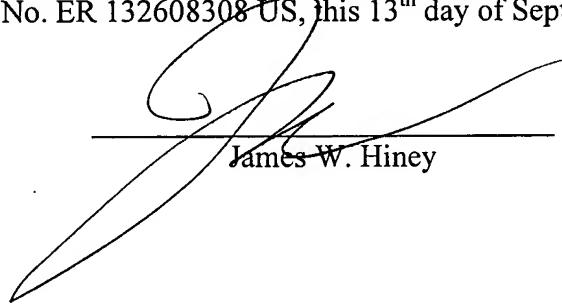
Respectfully submitted,



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Tel (540) 552-4400

### **Certification of Mailing**

I, James W. Hiney, do hereby certify that an executed copy of this response and the attached claims was deposited, with the United States Postal Service, Express Mail Postage Prepaid, No. ER 132608308 US, this 13<sup>th</sup> day of September, 2003.



James W. Hiney



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Title: Synfuel Composition )  
And Method of Using same. )  
Serial No.: 10/086,902 ) Art Unit 1714  
Applicant: Hundley, J ) Ex. C. Toomer  
Action Date: April 9, 2003 )

Honorable Commissioner of Patents and Trademarks  
2011 So. Clark Place, Crystal Plaza 2  
Room 1 BO 3, Mail Room  
Arlington, VA 22202

AMENDMENT AND RESPONSE TO OFFICE ACTION  
OF APRIL 9, 2003

Cancel claims 1 through 20.

Amend or cancel the additional claims as indicated below:

21. A [synfuel composition] chemical change reagent for use as an additive to combustible materials to facilitate complete combustion, said [composition] reagent [including] consisting essentially of a hydrocarbon wax, [a second wax] stearic acid or other fatty acids and water.

22. A [synfuel composition] chemical change reagent as in claim 21 and [including ]



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov



Paper No.

## Notice of Non-Compliant Amendment (Voluntary Revised Practice)

The amendment filed 6/27/03 under the voluntary revised amendment practice guidelines<sup>1</sup>, published in the Official Gazette on February 25, 2003 (*Amendments in a Revised Format Now Permitted*, 1267 Off. Gazette 106), does not fully comply with minimal requirements of the voluntary practice. In order for the amendment to be entered, it must either (1) comply with the guidelines of the voluntary revised amendment practice (which practice invokes waivers of certain 37 CFR 1.121(a)-(d) requirements) or (2) comply with current 37 CFR 1.121 requirements.

THE FOLLOWING ITEM(S) IN APPLICANT'S AMENDMENT CAUSES THE AMENDMENT TO BE NON-COMPLIANT WITH THE VOLUNTARY REVISED AMENDMENT PRACTICE.

- ☐ 1. A complete listing of all of the claims is not present in the amendment paper.
- ☐ 2. The listing of claims does not include the text of all claims currently under examination.
- ☐ 3. The claims of this amendment paper have not been presented in ascending numerical order.
- ☒ 4. Each claim has not been provided with a status identifier, and, as such, the individual status of each claim cannot be determined.
- ☐ 5. Other: \_\_\_\_\_

LIE: Check one of the following boxes:

- ☐ **PRELIMINARY AMENDMENT:** Applicant is given ONE MONTH from the mail date of this letter to re-submit the amendment in compliance with either the guidelines of the revised amendment practice or current 37 CFR 1.121. Failure to comply with either the current 37 CFR 1.121 practice or with the voluntary practice will result in non-entry of the amendment and examination on the merits will commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.
- ☒ **AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be a *bona fide* response, applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit an amendment which complies with either the voluntary practice guidelines or current 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

Timothy Cole 308-4327  
Supervisory Legal Instruments Examiner (SLIE)

<sup>1</sup> For further explanation of the guidelines of the revised amendment format, please see the posted notice and sample amendment format at:  
<http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf> and  
<http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/formatrevamdtprac.pdf>

March 18, 2003



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov



Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 6/27/03 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following omission(s) or provision is required. **Only the section (1.121(h)) of the amendment document containing the omission or non-compliant provision must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted.**

THE FOLLOWING CHECKED (X) ELEMENTS(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_
- ☐ 3. Amendments to the drawings: \_\_\_\_\_
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all claims (incl. withdrawn claims)
  - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☒ E. Other: Claim 33 NEVER presented.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION**, and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of **ONE MONTH** from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Simethy Cole (703) 308-4327  
Legal Instruments Examiner (LIE)